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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN JOSE DIVISION
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13 ANGEL ACOSTA,

14 Plaintiff,

15 v.

16 WELLS FARGO BANK NA, ET AL.,

17 Defendants.
18

Case No.: C 10-00991 PVT

**ORDER FOR REASSIGNMENT TO A
DISTRICT COURT JUDGE**

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20 Following an intradistrict transfer of the above-captioned action, plaintiff Angel Acosta
21 moves to extend the temporary restraining order. (“Acosta”). Plaintiff Acosta has consented to the
22 jurisdiction of a U.S. Magistrate Judge. *See* Docket No. 10. However, defendants Wells Fargo
23 Bank NA, First American Loanstar and Financial Group have not yet appeared and therefore, have
24 not consented to jurisdiction of a U.S. Magistrate Judge.

25 “[A] judge may designate a magistrate judge to hear and determine any pretrial matter
26 pending before the court, except a motion for injunctive relief . . .” 28 U.S.C. § 636(b)(1)(A).

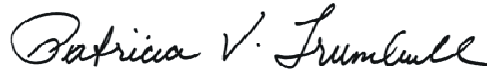
27 “Upon consent of the parties, a full-time United States magistrate judge . . . may conduct any or all
28 proceedings in a jury or nonjury civil matter and order the entry of judgment in the case, when
specially designated to exercise such jurisdiction by the district court or courts he serves.” 28

1 U.S.C. § 636(c)(1).

2 In light of the nature of the relief sought by plaintiff Acosta and absent the consents of the
3 defendants, the court is without jurisdiction to proceed on the request to extend the temporary
4 restraining order. Accordingly, the above-captioned action shall be reassigned to a district court
5 judge.

6 IT IS SO ORDERED.

7 Dated: March 19, 2010



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9 PATRICIA V. TRUMBULL
United States Magistrate Judge